



Paper No. 10

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APR 1 8 2003

OFFICE OF PETITIONS

In re Application of
Brogne, et al.
Application No. 09/758,245
Filed: January 12, 2001
Attorney Docket No. Q62281

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ON PETITION

This is a decision on the petition under 37 C.F.R. §1.181, filed October 1, 2002, to withdraw the holding of abandonment in the above-identified application.

The petition is **dismissed**.

Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.137(b)."

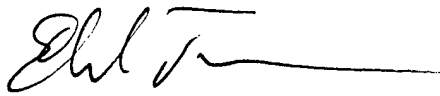
This application became abandoned for failure to timely reply within two months to the "Decision Refusing Status Under 37 CFR 1.47(a)" mailed September 10, 2001. Accordingly, this application became abandoned on November 11, 2001. A Notice of Abandonment was mailed on September 16, 2002.

Petitioner contends a timely "Response to Decision," along with a request for a five (5) month extension of time, was submitted to the Office of Petitions by facsimile transmission, on April 10, 2002. In support, petitioner has submitted a copy of the "Response to Decision" purportedly filed April 10, 2002, and a copy of the facsimile receipt that indicates the successful facsimile transmission of five (5) pages to 703-308-6916 (the Office of Petitions fax number).

By FAX: (703) 308-6916
Attn: Office of Petitions

By hand: Office of Petitions
2201 South Clark Place
Crystal Plaza 4, Suite 3C23
Arlington, VA

Telephone inquiries should be directed to the undersigned at (703) 306-9200.

A handwritten signature in black ink, appearing to read 'Ed J. Tannouse', with a long horizontal line extending to the right.

Edward J. Tannouse
Petitions Attorney
Office of Petitions
United States Patent and Trademark Office